Patent Application No. 10/715,417 E.P.T. Straten et al. June 12, 2008 Attorney Docket No. 60820,000004

## **AMENDMENTS**

## **Amendments to the Claims**

This listing of claims will replace all prior listings of claims in the application:

## Listing of Claims:

1. (Currently amended) A MHC Class I-restricted epitope peptide derived from survivin, comprising an the epitope peptide of selected from SEQ-ID NO: 1, SEQ-ID NO: 4, SEQ ID NO: 5 and SEQ-ID NO: 14.

Claims 2-11. (Cancelled)

- 12. (Original) A peptide according to claim 1 comprising at the most 20 amino acid residues.
- 13. (Original) A peptide according to claim 12 that comprises at the most 10 amino acid residues.

Claims 14-16. (Cancelled)

- 17. (Original) A peptide according to claim 1, which is derived from a native sequence of survivin by substituting, deleting or adding at least one amino acid residue.
- 18. (Withdrawn) A peptide according to any of the preceding claims, which is phosphorylated.
- 19. (Withdrawn) A peptide according to claim 18, which comprises Thr34 of the native survivin disclosed in US 6,45,23.

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20. (Currently amended) A peptide according to claim 1 comprising, for each specific the following HLA allele, any of the amino acid residues as indicated in the following table and corresponding to the amino acid positions in SEQ ID NO: 1, SEQ ID NO: 4 and SEQ ID NO:5:

HLA allele	Position 1	Position 2	Position 3	Position 5	Position 6	Position 7	C-terminal
HLA-A2		L, M			V		L,V

- 21. (Currently amended) A peptide according to elaims claim 1 that is capable of eliciting INF- $\gamma$ -producing cells in a PBL population of a cancer patient at a frequency of at least 10 per 10<sup>4</sup> PBLs.
- 22. (Original) A peptide according to claim 1, which is capable of eliciting INF- $\gamma$  producing cells in a PBL population of a patient having a cancer disease where survivin is expressed.
- 23. (Original) A peptide according to claim 22 where the cancer disease is selected from the group consisting of a haematopoietic malignancy including chronic lymphatic leukemia and chronic myeloid leukemia, melanoma, breast cancer, cervix cancer, ovary cancer, lung cancer, colon cancer, pancreas cancer and prostate cancer.
- 24. (Original) A peptide according to claim 1, which is capable of eliciting INF-γ-producing cells in a PBL population of a patient having a cancer disease, said INF-γ-producing cells having cytotoxic effect against survivin expressing cells of a cancer cell line, including a cell line selected from the group consisting of the breast cancer cell line MCF-7 and the melanoma cell line FM3.

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- 25. (Original) A pharmaceutical composition comprising the peptide according to claim 1.
  - 26. (Cancelled)
  - 27. (Cancelled)
- 28. (Currently amended) A composition according to claim 25, which is <u>an</u> <u>immunogenic composition</u> a vaccine capable of eliciting an immune response against a cancer disease.
- 29. (Withdrawn) A composition according to claim 25, further comprising an immunogenic protein or peptide fragment selected from a protein or peptide fragment not belonging to or derived from the survivin protein family.
- 30. (Withdrawn) A composition according to claim 29, where the protein or peptide fragment not belonging to or derived from the survivin protein family is a protein, or peptide fragment hereof, involved in regulation of cell apoptosis.
- 31. (Withdrawn) A composition according to claim 29 where the immunogenic protein or peptide fragment selected from a protein or peptide fragment hereof not belonging to or derived from the survivin protein family is Bcl-2 or a peptide fragment hereof.
  - 32. (Cancelled)
- 33. (Original) A composition according to claim 28 where the vaccine is capable of eliciting an immune response against a cancer disease where survivin is expressed.
- 34. (Original) A composition according to claim 33 where the cancer disease is selected from the group consisting of a haematopoietic malignancy including chronic lymphatic

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leukemia and chronic myeloid leukemia, melanoma, breast cancer, cervix cancer, ovary cancer,

lung cancer, colon cancer, pancreas cancer and prostate cancer.

35. (Original) A composition according to claim 33 or 34 where the vaccine elicits

the production in the vaccinated subject of effector T-cells having a cytotoxic effect against the

cancer cells.

36. (Previously presented) A composition for ex vivo or in situ detection of the

presence in a cancer patient of survivin reactive T-cells among PBLs or in tumor tissue, the

composition comprising a peptide according to claim 1.

37. (Previously presented) A diagnostic kit for ex vivo or in situ detection of the

presence in a cancer patient of survivin reactive T-cells among PBLs or in tumour tissue

comprising a peptide according to claim 1.

38. (Previously presented) A complex of a peptide according to claim 1 and a Class I

HLA molecule or a fragment of such molecule.

39. (Original) A complex according to claim 38 which is monomeric.

40. (Original) A complex according to claim 38 which is multimeric.

41. (Withdrawn) A method of detecting in a cancer patient the presence of survivin

reactive T-cells, the method comprising contacting a tumour tissue or a blood sample with a

complex according to claim 38 and detecting binding of the complex to the tissue or the blood

cells.

42. (Withdrawn) A molecule that is capable of binding specifically to a peptide

according to claims 1.

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43. (Withdrawn) A molecule according to claim 36 which is an antibody or a

fragment hereof.

44. (Withdrawn) A molecule that is capable of blocking the binding of a molecule

according to claim 42 or 43.

45. (Withdrawn) A method of treating a cancer disease, the method comprising

administering to a patient suffering from the disease an effective amount of the composition

according to claim 25, a molecule according to claim 42 or a molecule according to claim 44.

46. (Withdrawn) A method according to claim 45 wherein the disease to be treated is

a cancer disease where survivin is expressed.

47. (Withdrawn) A method according to claim 46 wherein the cancer disease is

selected from the group consisting of a haematopoietic malignancy including chronic lymphatic

leukemia and chronic myeloid leukemia, melanoma, breast cancer, cervix cancer, ovary cancer,

lung cancer, colon cancer, pancreas cancer and prostate cancer.

48. (Withdrawn) A method according to claim 45, which is combined with a further

treatment.

49. (Withdrawn) A method according to claim 48 wherein the further treatment is

radiotherapy or chemotherapy.

50. (Currently amended) The peptide composition of claim 28 17, wherein the

immunogenic composition is a vaccine said peptide is SEQ ID NO:36.

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